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PATENT 5681-49700/P6601

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/057,259 *\$\text{\tinx}\text{\tinx}\\ \text{\te}\text{\text{\text{\texi}\text{\text{\texi}\text{\text{\texi}\tex{\text{\texi}\text{\text{\texi}\text{\text{\text{\text{\text{\ti* Examiner: Minh Chau Nguyen Group/Art Unit: 2145 October 25, 2001 Filed: Atty. Dkt. No.: 5681-49700 Inventors: I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below. Christopher M. Jakubiec Title: **METHOD AND** Stephen J. Curran APPARATUS FOR Printed Name **MANAGING DATA TIME-OUTS** April 14, 2005 Date

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

1449 a		licant requests consideration of the references listed on the attached Form PTO- the additional information identified below in paragraph 3.					
	\boxtimes	Pursuant to CFR §1.98(a)(2)(i), copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed.					
		A copy of each non-U.S. patent and/or non-U.S. patent application publication reference listed on the Form PTO-1449 is enclosed.					
		The non-U.S. patent and/or non-U.S. patent application publication references listed on the Form PTO-1449 were previously cited in application serial no. to which the captioned application is seeking priority under 35 U.S.C. 8120: therefore, a copy of each reference is not enclosed.					

	1.	This Information Disclosure Statement is submitted:						
		a.		within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application; before the mailing date of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.				
		b.		after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: the certification of paragraph 2 below is provided, or a fee of \$180.00 is enclosed.				
		c.		after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.				
	2.	It is he	It is hereby certified:					
			that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;					
			that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; or					
			was ci foreign after m	item of information contained in the Information Disclosure Statement ted in a communication from a foreign patent office in a counterpart application or, to the knowledge of the person signing the certification taking reasonable inquiry, was known to any individual designated in §) more than three (3) months prior to the filing of the Statement.				
	3.			eration of the following additional information (including any co-pending adoned U.S. applications, prior uses and/or sales, etc.) is requested:				
	4.	For each non-English language reference listed on the attached Form PTO-1449:						
			referen	ce is made to an English language translation submitted herewith, and/or				
				ce is made to a foreign patent office search report (in the English ge) submitted herewith, and/or				
				ce is made to an English language translation of a foreign patent office report submitted herewith, and/or				

Application Serial No. 10/057,259 - Filed October 25, 2001

		reference is made to the concise explanation contained in the specification of the present application at page(s), and/or					
		reference is made to the concise explanation set forth below:					
5.		Applicant also offers the following comments for the Examiner's consideration:					
6.		Also enclosed is a copy of a foreign search report citing these references.					
7.		The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.					
8.	Applicant(s) requests that the Information Disclosure Statement and att Form PTO-1449 and references, which are being filed before the grant opatent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the capt application.						
	If any	required fees are missing, the Commissioner is authorized to charge said fees to					
Meyert	tons, Ho	ood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5681-					
49700/	SJC.						

Respectfully submitted,

Stephen J. Curran Reg. No. 50,664 Agent for Applicant(s)

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C. P. O. Box 398 Austin, Texas 78767 (512) 853-8800

Date: April 14, 2005

6-1449 (modified) List of Patents and Publications List of Patents and Landson Disclosure Statement

ATTY. DKT. NO. 5681-49700

SERIAL NO. 10/057,259

APPLICANT: Christopher M. Jakubiec

GROUP: 2145

(Use several sheets if necessary)

FILING DATE: October 25, 2001

U.S. PATENT DOCUMENTS DOCUMENT NUMBER CLASS FILING DATE EXAM. REF. DATE NAME **SUB** APPROPRIAT **INITIALS** DES. **CLASS** 10/29/2002 Allingham 6,473,826 6,243,778 06/05/2001 Fung, et al. **FOREIGN PATENT DOCUMENTS** EXAM. REF. DOCUMENT NUMBER DATE COUNTRY **CLASS SUB** TRANSLATIO YES/NO **INITIALS** DES. **CLASS** OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

TAKE MATTER ATTER	EX	AN	4IN	IER
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DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

Information Disclosure Statement--PTO 1449 (modified)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

10/057,259

Filed:

October 25, 2001

Inventors:

Christopher M. Jakubiec

Title:

METHOD AND

APPARATUS FOR

MANAGING DATA TIME-

OUTS

§ § Examiner:

Minh Chau Nguyen

Group/Art Unit: 2145

Atty. Dkt. No.:

5681-49700

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Stephen J. Curran
Printed Name

April 14, 2005

Date

FEE AUTHORIZATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5681-49700/SJC:

Fee:

Information Disclosure Statement

Amount:

\$180.00

Attorney Docket No.:

5681-49700

The Commissioner is also authorized to charge any extension fee or other fees, which may be necessary to the same account number.

Respectfully submitted,

Stephen J. Curran Reg. No. 50,664

Agent for Applicant(s)

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C. P. O. Box 398 Austin, Texas 78767 (512) 853-8800

Date: April 14, 2005